

PATENT APPLICATION  
Attorney's Docket No. 7060-3

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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NOV 29 2006

In re patent application of: Stanley C. Johnson

Serial No. 09/903,795

Examiner: Jane J. Rhee

Confirmation No. 1478

Filed: July 11, 2001

Group Art Unit: 1745

For: **WOOD PRODUCT HAVING A COMPOSITE SUBSTRATE  
COVERED WITH PAPER**TRANSMITTAL LETTERCommissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Enclosed for filing in the above-referenced application is the following:

- Response to Notification of Non-Compliant Appeal Brief Pursuant to 37 CFR 41.37
- Attachment 1

**Customer No. 20575**

Respectfully submitted,

MARGER JOHNSON &amp; McCOLLOM, P.C.

  
Hillary A. Brooks

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I hereby certify that this correspondence  
is being transmitted to the U.S. Patent and  
Trademark Office via facsimile number  
(571) 273-8300, on November 29, 2006.



Ravel Berman

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**RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF**  
**PURSUANT TO 37 CFR 41.37**

In a communication dated November 22, 2006, the Examiner notified Applicant that Applicant's Appeal Brief filed on September 6, 2006 is defective. The stated defect is that "[t]he appeal brief contains a supplemental declaration which relies [sic] on evidence that was not entered before." Insofar as there is only one supplemental declaration, that identified as SUPPLEMENTAL DECLARATION OF STANLEY C. JOHNSON UNDER 37 CFR 1.132, with only one exhibit, that being Exhibit A, Applicant understands the Examiner's notification to refer to Exhibit A to the SUPPLEMENTAL DECLARATION OF STANLEY C. JOHNSON UNDER 37 CFR 1.132 ("Supplemental Johnson Declaration").

The Supplemental Johnson Declaration was hand-delivered to the Technology Center on November 19, 2003, as evidenced by the stamped return postcard attached hereto as Attachment 1. Exhibit A to Applicant's Appeal Brief is the same Exhibit A attached to the Supplemental Johnson Declaration as originally submitted November 19, 2003 and entered in the Office Action dated January 27, 2004. As such, Applicant has not relied on any evidence

in the appeal brief that was not previously entered, and the Notification of Non-Compliant Appeal Brief dated November 22, 2006 should be withdrawn.

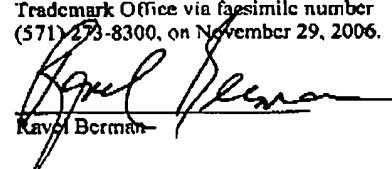
Respectfully submitted,

MARGER JOHNSON & McCOLLOM, P.C.

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Karyl Berman

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RECEIPT IS HEREBY ACKNOWLEDGED BY THE U.S. PATENT AND TRADEMARK  
OFFICE OF THE FOLLOWING: Transmittal Letter, Supplemental Declaration of Stanley C.  
Johnson Under 37 CFR 1.132 (w/ Exhibit A); and return postcard.

In re Patent Application of: Stanley C. Johnson  
Serial No.: 09/1903,795  
Filing Date: July 11, 2001  
For: WOOD PRODUCT HAVING A COMPOSITE  
SUBSTRATE COVERED WITH PAPER  
Docket No.: 79860-3  
Client: Pacific Wood Laminates, Inc.  
Atty/Asst.: ATM:rfb  
Date Mailed: Sent to TK Associates via UPS Next Day Air on November 18, 2003 for bond  
delivery to the USPTO on November 19, 2003.

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ATTACHMENT 1